ORIGINAL CONTRACT

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

8 CRIM 298

- v. -

ANDRE GIBBS, a/k/a "Dre,"

Defendant.

NOTICE OF INTENT TO FILE AN INFORMATION

JUDGELYNCH

Please take notice that the United States Attorney's Office will file an information upon the defendant's waiver of indictment, pursuant to Rule 7(b) of the Federal Rules of Criminal Procedure.

Dated: New York, New York April 3, 2008

> MICHAEL J. GARCIA United States Attorney

Benjamin A. Naftalis

Assistant United States Attorney

AGREED AND CONSENTED TO:

Martin Geduldig, Esq..

Attorney for Andre Gibbs

4/3/08 WHEEL A